

PATENT
Docket No. 430.190

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
DENNIS B. JENKINS, et al.) Art Unit: 1615
Serial No.: 10/773,585) Examiner: M. Mercier
Filed: February 6, 2004) Confirmation No.: 6736
Title: ABSORBENT COMPOSITION)
WITH IMPROVED ODOR CONTROL)

Oakland, California 94623
December 4, 2008

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §§1.97 and 1.98, a references is submitted on the enclosed Form PTO/SB/08A for consideration by the Examiner in the examination of the above-identified patent application. A copy of the foreign patent document is submitted herewith.

The full consideration of the reference in its entirety by the Examiner is respectfully requested and encouraged. Also, it is respectfully requested that the references be entered into the record of the present application and that the Examiner place his or her initials in the appropriate area on the enclosed Form PTO/SB/08A, thereby indicating the Examiner's consideration of the reference.

The submission of the reference listed on the Form PTO/SB/08A is for the purpose of providing a complete record and is not a concession that the reference listed thereon is prior art to the invention claimed in the patent application. The right is expressly reserved

to establish an invention date earlier than the above-identified filing date in order to remove any reference submitted herewith as prior art, should it be deemed appropriate to do so.

Further, the submission of the reference is not to be taken as a concession that the reference represents art that is relevant or analogous to the claimed invention.

Accordingly, the right to argue that the reference is not properly within the scope of prior art relevant to an examination of the claims in the above-identified application is also expressly reserved.

No fee is believed to be due because the Information Disclosure Statement which includes the reference listed on the Form PTO/SB/08A submitted herewith is being filed before the paying of the issue fee and was not cited in a communication from a foreign patent office in a counterpart foreign application, and, to my knowledge after making reasonable inquiry, the reference contained in the Information Disclosure Statement was not known to any individual designated in § 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

In the unlikely event that the Patent Office determines that an extension and/or other relief is required as a result of this statement, applicants petition for any required relief including extensions of time and authorize the Assistant Commissioner to charge the cost of such petitions and/or other fees due to Deposit Account No. 03 2270. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted,

Dated: December 4, 2008

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